

John J. Tecklenburg
Mayor



Randall Keith Benjamin, II
Director

City of Charleston
South Carolina
Department of Traffic & Transportation

Traffic & Transportation Committee
City Hall, 80 Broad Street
First Floor Conference Room
Tuesday, October 10, 2017 3:15 p.m.

Chair, Councilmember Michael Seekings
Vice-Chair, Councilmember Marvin Wagner
Councilmember William Moody, Jr.
Councilmember Kathleen Wilson
Mayor John J. Tecklenburg

AGENDA

1. Invocation Councilmember Moody
2. Approval of Minutes September 13, 2017
3. To amend the Code of the City of Charleston, South Carolina, Chapter 19, Article VIII, Division 1, Section 234 to clarify the Restriction of parking on certain streets. Janie Borden
4. To amend the Code of the City of Charleston, South Carolina, Chapter 19, Section 242 to further clarify the rules for who is allowed to park in a loading zone, Section 256 to prohibit parking at a broken or out of order parking meter, and to amend Sections 266, 267, 270, 272, and 280 to enact new parking regulations for the City's residential parking districts. Janie Borden
5. City-wide Transportation Plan Update (information only) Keith Benjamin
6. TIGER Discretionary Grants Program Briefing (information only) Keith Benjamin
7. Discussion

In accordance with the Americans with Disabilities Act, people who need alternative formats, ASL (American Sign Language) interpretation or other accommodation please contact Janet Schumacher at (843) 577-1389 or email to schumacherj@charleston-sc.gov three business days prior to the meeting.



Ratification
Number _____

A N O R D I N A N C E

TO AMEND THE CODE OF THE CITY OF CHARLESTON, SOUTH CAROLINA, CHAPTER 19, ARTICLE VIII, DIVISION 1, SECTION 234 TO CLARIFY THE RESTRICTION OF PARKING ON CERTAIN STREETS.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS IN CITY COUNCIL ASSEMBLED:

Section 1. Chapter 19, Article VIII, Division 1, Section 19-234 of the Code of the City of Charleston is hereby amended by adding thereto the following underlined phrase, which shall read as follows:

***Sec. 19-234. - Area where stopping or parking prohibited**

(a) No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic-control device, or where curbs are painted yellow.

(b) When signs are erected in each block giving notice thereof, it shall be unlawful to park a vehicle as prohibited by such signage between the hours on the days so designated.

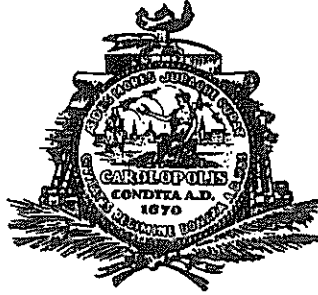
Section 2. This Ordinance shall become effective upon ratification.

Ratified in City Council this _____ day of _____ in the Year of Our Lord, 2017, in the 242nd Year of Independence of the United States of America.

By: _____
John J. Tecklenburg
Mayor, City of Charleston

ATTEST:

Vanessa Turner Maybank
Clerk of Council



Ratification
Number _____

A N O R D I N A N C E

TO AMEND THE CODE OF THE CITY OF CHARLESTON, SOUTH CAROLINA, CHAPTER 19, SECTION 242 TO FURTHER CLARIFY THE RULES FOR WHO IS ALLOWED TO PARK IN A LOADING ZONE, SECTION 256 TO PROHIBIT PARKING AT A BROKEN OR OUT OF ORDER PARKING METER, AND TO AMEND SECTIONS 266, 267, 270, 272, AND 280 TO ENACT NEW PARKING REGULATIONS FOR THE CITY'S RESIDENTIAL PARKING DISTRICTS.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS IN CITY COUNCIL ASSEMBLED:

Section 1. Chapter 19, Section 19-242 of the Code of the City of Charleston is hereby amended by deleting the following stricken phrases and adding thereto the following underlined phrases, which shall read as follows:

"Sec. 19-242. Passenger zones and loading zones.

(a) No person shall stop, stand or park a vehicle for any purpose or period of time other than for the expeditious loading or unloading of passengers in any place marked as a passenger loading zone.

~~(B) No person shall stop, stand or park a vehicle for any purpose or length of time other than for the expeditious unloading and delivery or pickup and loading of materials in any place marked as a loading zone during hours when the provisions applicable to loading zones are in effect. In no case shall the stop for loading and unloading of materials exceed thirty (30) minutes.~~

(b) No person, except commercial vehicles identified by commercial markings and bearing a commercial license plate, shall stop, stand or park a vehicle for any purpose or length of time other than for expeditious unloading and delivery or pickup and loading of materials in any place marked as a loading zone during the hours posted on the loading zone sign when the regulations applicable to such loading zone are in effect. In no case shall the unloading and delivery or pickup and loading of materials exceed 30 minutes.

(c) For the purposes of this Section a vehicle shall be defined as every device in, upon or by which any person or property is or may be transported or drawn upon a highway."

Section 2. Chapter 19, Section 19-256 of the Code of the City of Charleston is hereby by amended by deleting the following stricken phrases and adding thereto the following underlined phrases, which shall read as follows:

"Sec. 19-256. Duty to deposit coinspayment; overtime parking.

a) ~~No person shall park a vehicle within a parking meter zone adjacent to any parking meter unless he shall immediately deposit in such meter a legal United States coin or coins, as required by the lettering on such meter, and he shall forthwith put such meter in operation.~~

~~(b) No person shall park a vehicle in any such parking meter zone for longer than the period designated on such meter for the coin which he shall have placed in such meter. No person shall cause, allow, permit or suffer any vehicle registered in his name or operated or controlled by him to stand in a parking meter zone during any time when the adjacent meter is showing a signal indication that such space is illegally in use.~~

- ~~(c) (1) It shall be unlawful for more than six (6) motorcycles, mopeds or scooters to park in one (1) parking meter zone.~~
~~(2) No motorcycle, moped or scooter parking in such parking meter zone shall protrude beyond the marking designating such metered parking space.~~
~~(3) Coins shall be deposited in the meter as required by the lettering on such meter. In the event a parking meter zone is occupied pursuant to this subsection and the parking meter expires, each motorcycle, moped or scooter in such parking meter zone shall be issued a parking citation for a meter violation.~~

(a) No person shall stop, stand, or park a vehicle within a parking meter space adjacent to any parking meter unless he shall immediately deposit in such meter payment for the use of the parking space in accordance with the instructions on the meter.

(b) No person shall stop, stand, or park a vehicle in a parking meter space for longer than the period designated on such meter for the payment which he shall have placed in such meter. If a vehicle shall remain stopped, standing, or parked in any such parking meter space beyond the parking time limit, the parking meter shall display a sign or signal showing illegal parking, and in that event such vehicle shall be considered as parked overtime and beyond the period of legal parking time. The stopping, standing, or parking of vehicle overtime or beyond the period of legal parking time shall be a violation of this Section.

(c) No person shall continuously stop, stand, or park a vehicle in a parking meter space longer than the maximum limit of parking time obtainable by the single operation of such meter, nor shall such person deposit or cause to be deposited in a meter payment for the purpose of extending indicated parking time beyond such maximum limit. The penalty for violating this provision shall be the same as that for overtime parking.

- (d) (1) It shall be unlawful for more than six (6) motorcycles, mopeds or scooters to park in one (1) parking meter space.
(2) No motorcycle, moped or scooter parking in such parking meter space shall protrude beyond the marking designating such metered parking space.
(3) Payment shall be deposited in the meter as required by the instructions on such meter. In the event a parking meter space is occupied pursuant to this subsection and the parking meter expires, each motorcycle, moped or scooter in such parking meter space shall be issued a parking citation for a meter violation.

(e) Unless authorized herein, No person shall stop, stand, or park more than one vehicle in a parking meter space.

(f) No person shall park a vehicle in any parking meter space where the adjacent parking meter is inoperable or malfunctioning.

Section 3. Chapter 19, Sections 19-266 and 19-267 of the Code of the City of Charleston are hereby amended by deleting the stricken words and phrases and adding thereto the following underlined phrases, which shall read as follows:

"Sec. 19-266. Definitions.

The following words and terms are defined for the purpose of this division only:

Company Vehicle shall mean a vehicle which is owned by an employee's employer that is provided to the employee for the employee's use. Satisfactory proof of company car may be required.

Multiple Dwelling Unit shall mean a unit inside of a building designed or occupied otherwise than as a one-family dwelling or a two-family dwelling. The term "multiple dwelling" shall be understood to include apartment houses, tenement houses, residential condominiums and similar multi-family buildings exclusive of hotels, apartment hotels, motels, inns, boarding or rooming houses, bed and breakfasts, and timesharing facilities.

Permit shall mean a special permit, decal, or residential parking decal.

Permit parking district shall mean a residential district in which certain parking is limited to a specified time period, except to vehicles displaying a permit parking-district decal as provided in this division.

~~Permit parking district decal, or Ddecal, or Residential parking decal~~ shall mean the adhesive sticker issued by the ~~Parking Ticket Revenue Collections Division~~ Department of Traffic and Transportation indicating the applicable permit parking district. ~~The decal shall be displayed by attaching the adhesive side of the decal to the lower right rear-front passenger side of the windshield of the car. No taping or other method of securing the decal to the vehicle window shall be allowed. The decal shall be clearly visible and unobstructed.~~

Property owner shall mean the owner(s) of record for each property having a TMS number filed with the Charleston County Register Mesne Conveyance office.

Owned vehicles shall mean ~~automobiles-vehicles~~ registered to, ~~leased to or operated on a regular basis by owners or tenants of~~ assigned to residents of residential units within a permit parking district.

Residential unit shall mean a structure which contains a separate electrical meter and whose use shall be as a home by one or more individuals or families in accordance with the City's Zoning Ordinance where the duration of occupancy is for a period of not less than six (6) months. ~~Motels, hotels, inns, bed and breakfasts, rooming or boarding houses, or timesharing uses shall not be defined as a residential unit, but shall be defined as a commercial use.~~

Tenant shall mean a person who pays rent or other remuneration to the property owner(s) for use of a residential unit as his primary residence at least six (6) months a year.

~~Unauthorized parking-permit decal~~ shall mean an ~~adhesive sticker decal~~ issued by the ~~Department of Traffic and Transportation~~ Revenue Collections - Parking Division which is displayed on a vehicle other than the one listed in the application for a residential parking permit decal. An expired ~~parking-permit-decal~~ shall not be considered as an unauthorized ~~parking-permit decal~~.

Vehicle shall mean every device in, upon or by which any person or property is or may be transported upon a street, except devices moved by human power or used exclusively upon stationary rails or tracks, is a "vehicle."

Visitors shall include only social guests and shall not include persons who are guests of hotels, motels, guest homes, bed and breakfasts, rooming or boarding houses, ~~or short term rentals~~, or who otherwise pay for accommodations.

Sec. 19-267. Purpose.

The purpose of this division is to reduce hazardous traffic conditions resulting from the use of streets within areas zoned for residential uses for the parking of vehicles by persons utilizing adjacent commercial, industrial, educational, recreational, governmental or institutional uses; to protect such districts from polluted air, excessive noise, litter and refuse caused by the entry of such vehicles; to protect the residents of such districts from unreasonable burdens in gaining access to their residences; to preserve the character of such districts as residential districts; to promote efficiency in the maintenance of residential streets in a clean and safe condition; to preserve the value of the property in such districts; and to preserve the safety of children, other pedestrians and traffic, as well as the peace, good order, comfort, convenience and welfare of the inhabitants of the city.

Section 4. Chapter 19, Section 270 of the Code of the City of Charleston is hereby amended by deleting the stricken words and phrases and adding thereto the following underlined phrases, which shall read as follows:

"Sec. 19-270. Issuance of resident and tenant decals.

~~(a) When an area has been designated as a permit parking district, each residential unit in the particular district may be issued a maximum of two (2) permits entitling vehicles that are owned, leased or assigned to residents of the district to park in the restricted district. No vehicle shall receive a permit for more than one (1) permit parking district at the same time. It shall be unlawful for any person to:~~

- ~~_____ (1) Provide false information on an application for a residential parking permit and decal;~~
- ~~_____ (2) Reproduce a parking permit decal;~~
- ~~_____ (3) Transfer a residential parking permit decal to any vehicle other than the one(s) designated on the original application unless a new application has been submitted to the department of traffic and transportation containing the amended information.~~

~~Any violation of this subsection shall be governed by the provisions of Section 1-16 of this Code.~~

~~(b) Further, it shall be unlawful any person to display an unauthorized parking permit decal. Any person who violates the provisions of this subsection shall be subject to a penalty of one hundred dollars (\$100.00).~~

(a) When an area has been designated as a residential permit parking district, the Director of Traffic and Transportation or his designee shall authorize the issuance of the appropriate residential parking decals for that district.

- (1) No more than two (2) residential parking decals shall be issued to each residential unit, and no more than six (6) residential parking permits shall be issued per Charleston County TMS Number.
- (2) No vehicle, resident, or tenant shall receive a decal for more than one (1) residential permit parking district at the same time.
- (3) Before a decal shall be issued to a resident or a tenant, the resident or tenant shall provide proof of the applicant's residency in the parking district.

(a) Proof of residency shall consist of the following documents all of which shall reflect an address within the district:

- _____ (i) Valid South Carolina Identification
- _____ (ii) Proof of payment of Charleston County vehicle registration fee
- _____ (iii) Mortgage documents or a valid lease of at least six months duration

(b) All decal applicants may be required to submit the most recent Charleston County Tax bill depicting the tax rate for the residential unit for which the applicant is seeking the parking decal.

(4) Decals issued to property owners are valid for one calendar year. Decals may be renewed upon reapplication.

(5) Decals issued to tenants shall be issued twice a year and are valid from January 1st through June 30th of each year and from July 1st through December 31st of each year. Decals may be renewed upon reapplication. Tenants that have established residency at the same address with the Revenue Collections – Parking Division for a period of two (2) years or more, may obtain a yearly decal."

Section 5. Chapter 19, Sections 19-271 of the Code of the City of Charleston is hereby amended by deleting this Section and reserving it for future use.

Section 6. Chapter 19, Sections 19-272 of the Code of the City of Charleston is hereby amended by deleting the stricken words and phrases and adding thereto the following underlined phrases, which shall read as follows:

"Sec. 19-272. Special permits.

(a) Health care permits. On application accompanied by a doctor's statement, the Department of Traffic and Transportation ~~Parking Ticket Revenue Collections Division~~ is authorized to issue a health care parking permits for health care ~~services to individuals where no off-street parking is available exists,~~ and when constant health care at the individual's residence is required by a ~~licensed care taker~~ physician. Only one (1) such permit shall be issued for any ~~residence residential unit~~ at any one (1) time. ~~Such permits shall be without cost.~~

(b) One day residential parking permit. Each homeowner may, upon application and approval by the Department of Traffic and Transportation ~~Parking Ticket Revenue Collections Division~~, be entitled to purchase a up to ~~three~~ two books of thirty (30) permits per calendar year, ~~for fifteen (\$15.00) dollars per book.~~ Said permits may be used at anytime additional residential parking is required by the resident homeowner.

~~(c) Rental property residential parking permits. All residential leasehold tenants may, upon application and approval by the department of traffic and transportation, be entitled to purchase a rental property residential parking permit for seven dollars and fifty cents (\$7.50) that shall be valid for six (6) months only.~~

(c) Rental property residential parking visitor permits. On application of any rental property resident of the restricted district, accompanied by a signed, notarized affidavit indicating a lack of off-street parking, the Department of Traffic and Transportation Parking Ticket Revenue Collections Division may issue to the residential leasehold tenants a visitor permits limited to that particular permit parking district. No more than fourteen (14) one day permits shall be issued to any residential unit with a leasehold tenant during a six month period. All residential leasehold tenants may, upon application and approval by the department of traffic and transportation, be entitled to purchase a rental property residential parking permit for seven dollars and fifty cents (\$7.50) that shall be valid for six (6) months only.

(d) Construction Parking Permit. If a construction site is located in a residential parking district, one parking permit will be issued per building permit for the construction location listed on the building permit. To obtain a Construction Parking Permit, the applicant must submit an application to the Traffic and Transportation Department and provide a copy of a valid building permit.

(e) Special Permits will only be valid if the vehicle is parked within the appropriate residential district, all information is correctly provided on the permit in ink, the permit is displayed on the right side of the front dashboard free from alteration, and it is clearly visible in its entirety through the vehicle windshield."

Section 7. Chapter 19, of the Code of the City of Charleston is hereby amended by adding thereto the following underlined phrases, which shall read as follows:

"Sec. 19-280. Parking permit violations.

(a) It shall be unlawful for any person to:

- (1) Provide false information on an application for a permit;
- (2) Reproduce a parking permit;
- (3) Transfer a permit to any vehicle other than the one designated on the original application unless a new application has been submitted to the Parking Ticket Revenue Collections Division containing the amended information; or,
- (4) Display an unauthorized decal.

(b) Any person who violates the provisions of this subsection shall be subject to a penalty of one hundred dollars (\$100.00)."

Section 8. Chapter 19, Sections 19-281 through 19-290 of the Code of the City of Charleston are hereby amended by reserving said Sections.

Section 9. This Ordinance shall become effective January 1, 2018.

Ratified in City Council this _____ day of _____ in the Year of Our Lord, 2017, in the 242nd Year of Independence of the United States of America.

By:

John J. Tecklenburg
Mayor, City of Charleston

ATTEST:

Vanessa Turner Maybank
Clerk of Council